

Exhibit Y



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August 13, 2009

VIA FAX AND REGULAR MAIL

RECEIVED

The Honorable Tonianne J. Bongiovanni
United States District Court
Clarkson S. Fisher Federal Building &
U.S. Courthouse, Room 6052
402 E. State Street
Trenton, New Jersey 08608

AUG 14 2009

AT 8:30 _____ M
WILLIAM T. WALSH
CLERK

RE: Scottsdale Insurance Company vs. Somerville Fidelco Associates, L.P., et al.
DOCKET NO. 07-CV-02763

Dear Judge Bongiovanni:

Pursuant to the parties' conversation after today's case management conference, we have all agreed to set October 9, 2009 as the deadline for the plaintiff and the third-party defendants to file their dispositive motions.

After reviewing the motions, if the attorneys for Somerville Fidelco feel they need additional discovery before filing their opposition briefs, they may contact the court and request a conference to address the specific issues.

Thank you for courtesy and assistance in this matter.

Respectfully submitted,

*The Remaining schedule shall be
reset at a later date.*

Quinn M. McCusker

cc: Jay J. Rice, Esquire
Ranee Matloff, Esquire
Michael Collins, Esquire
Michael Cohen, Esquire
Melissa Natale, Esquire
Frederic Gallin, Esquire

So Ordered this 13 day
of August, 2009

ORDER ON ORAL MOTION